

Organization _____ Bldg./Room _____

UNITED STATES PATENT AND TRADEMARK OFFICE

P.O. Box 1450

Alexandria, Va. 22313-1450

If Undeliverable Return In Ten Days

Official Business

Penalty For Private Use, \$300

AN EQUAL OPPORTUNITY EMPLOYER



Hastler

016H26516415

\$00.420

12/10/2008

Mailed From 22314

US POSTAGE

RECEIVED

DEC 19 2008

USPTO MAIL CENTER

Dennis M. Carleton
625 Liberty Avenue
Pittsburgh, PA 15222

NIXIE

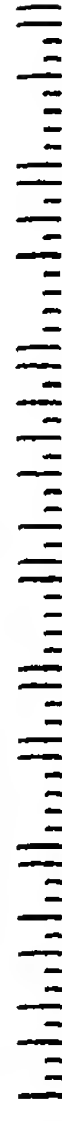
152 DE 1

00 12/17/08

RETURN TO SENDER
INSUFFICIENT ADDRESS
UNABLE TO FORWARD

BC: 22313145050 *0117-09200-10-96

1522233110 0030
2231301450

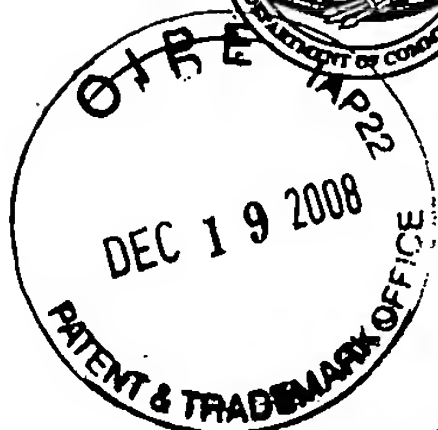


TFW



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov



FOX ROTHSCHILD, LLP
Pittsburgh
2000 Market Street
10th Floor
Philadelphia PA 19103

COPY MAILED

DEC 10 2008

OFFICE OF PETITIONS

In re Application of
Ron Everett
Application No. 10/620,988
Filed: July 16, 2003
Attorney Docket No. 030353

:
:
: DECISION ON PETITION
:
:

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed September 5, 2008, to revive the above-identified application.

The petition is **GRANTED**.

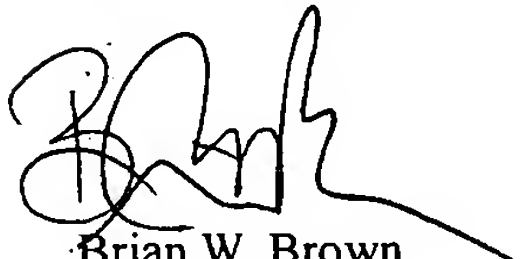
This application became abandoned as a result of petitioner's failure to file an appeal brief (and fee required by 37 CFR 41.20(b)(2)) within the time period provided in 37 CFR 41.37(a)(1). As an appeal brief (and appeal brief fee) was not filed within two (2) months of the Notice of Appeal filed March 11, 2008, and no extensions of time under the provisions of 37 CFR 1.136(a) were obtained, the appeal was dismissed and the proceedings as to the rejected claims were terminated. See 37 CFR 1.197(b). Accordingly, the date of abandonment of this application is May 12, 2008.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an Appeal Brief with the \$255 fee; (2) the petition fee of \$770; and (3) a proper statement of unintentional delay.

The file does not indicate a change of address has been submitted, although the address given on the petition differs from the address of record. If appropriate, a change of address should be filed in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

Telephone inquiries concerning this decision should be directed to Denise Williams at (571) 272-8930.

This application is being referred to Technology Center AU 2162 for further processing in accordance with this decision on petition


Brian W. Brown
Petitions Examiner
Office of Petitions

cc: Dennis M. Carleton
625 Liberty Avenue
Pittsburgh, PA 15222